

MINUTES OF A SPECIAL MEETING

BROOKLYN CITY COUNCIL

August 1, 2016

6:00 p.m.

Present: Ron Van Kirk
Tony DeMarco
Debbie Tomusko
Kathy Pucci
Mary Balbier
Barb Paulitzky

Absent: Kevin Tanski

Pledge of Allegiance.

Int. President Van Kirk asked for a motion to amend the Agenda, two items will be included (application for a grant from the Mayor and discuss Meals on Wheels program.) **MOTION** by Pucci, second by Van Kirk to amend the Agenda. **VOTE RESULTED: To amend Agenda:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **(AGENDA AMENDED)**

PUBLIC SESSION (Agenda items only):

None

Int. Pres. Van Kirk said Council will first go into executive session to discuss labor negotiations, contracts and the position of the Finance Director, with Council, the Mayor, Law Director, and the candidate for Finance Director at the appropriate time. Councilwoman Tomusko noted executive session is listed last on the Agenda and why not wait till the end of the meeting. Int. Pres. Van Kirk said so as not to keep the candidate waiting while everything else is discussed, so it will be done first. **MOTION** by Paulitzky, second by Van Kirk to adjourn to executive session per the reasons stated. **VOTE RESULTED: To adjourn to Executive Session:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **(ADJOURNED TO EXECUTIVE SESSION)**

RECONVENED

MOTION by Pucci, second by Van Kirk to confirm the appointment of Dave Schaeffer to the position of Finance Director. **VOTE RESULTED: To Confirm Appointment:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **(CONFIRMED)**

Everyone congratulated and welcomed Mr. Schaeffer. Request for a Liquor Permit for Shu Feng Yu at 7325 Northcliff. Chief Mielke said he has no issue with this request. **MOTION** by Pucci, second by Tomusko for a position of no objection. **VOTE RESULTED: For a position of no objection:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **(NO OBJECTION)**

Request from Fire Chief for permission to apply for a Wal-Mart Foundation Grant for a minimum of \$250 to maximum of \$3,000 with no matching funds needed. If awarded, grant monies will be used to purchase needed firefighting equipment (worn hose, nozzle, tools, etc.). **MOTION** by Pucci, second by Tomusko to authorize. **VOTE RESULTED: To Authorize:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **(AUTHORIZED)**

Request from Mayor Gallagher to apply for a grant from the Local Government Efficiency Program from the State of Ohio not to exceed \$100,000. If awarded, the grant will be used to do an on-site LEAN overview with all city staff, and executive boot camp with up to 25 people. If approved, the match is 10% of total project cost, which could be in-kind donation of time, goods, service related to the project. The likely project cost she is seeking would not exceed \$50,000. Grant to be awarded in November and used by end of 2017. Mayor Gallagher explained project costs does not mean cost to the city, but the grant will only be applied for

at \$50,000. Councilwoman Pucci asked if a project has been identified. Mayor Gallagher said no, but the University of Akron will help to identify one here on-site, also sitting down with directors. It's a tedious project to decide which project, so she won't go forward unless Council approves the application. Councilwoman Pucci had suggested last year, and we started looking at upgrading software for Finance Dept. and got into exploring benefits to the department, and costs, then things occurred and interest diminished; but it's worth a second look, because of what it could achieve from automated and electronic payroll, crossing all departments. There were also sit-down sessions with directors, seeing the capabilities. It was around \$100,000 and a good fit for this grant. She asked how we ended up with the University of Akron. Mayor Gallagher said it's one of the places being aggressive about this, and she's spoken to others, including Kent, and this was a better fit with them, and they come on-site. Councilwoman Pucci said Cleveland State does also, and asked if that was checked into. Mayor Gallagher said applying for this grant doesn't hook us to University of Akron. Councilwoman Tomusko thinks if we do the software it's something tangible we would buy, and offset having to take from another budget. With Mr. Schaeffer's experience he could probably do it; but she knows Lakewood's Service Dept. made achievements with this. Councilman DeMarco wanted to verify our match if we're going to apply for \$50,000 would be 10%. Mayor Gallagher said it could be correlated into the time to the project. He asked if it's 10% of \$50,000 so it's \$5,000 and can be in-kind donation of time, services, whatever else. The Mayor said yes. Councilwoman Tomusko said there are so many grants out there that companies (like Wal-Mart) and the State has, and it would be nice to have someone in the city on the hunt for grants, because there are wonderful bargains out there for the taking, but takes research and time to look into it. Councilwoman Pucci asked to keep Council posted on the process and what we end up going with. **MOTION** by Pucci, second by Van Kirk to authorize moving forward with the Local Govt. Efficiency Program Grant. **VOTE RESULTED:** *To authorize:* Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **(AUTHORIZED)**

Mayor Gallagher updated on the cable situation with Time Warner. She said she had given the Council an update in her letter. The cost to go to the school more than anticipated, around \$13,000 plus equipment (over \$2,000). It would have to go to Council to authorize a contract. In-house is \$21,000. Against popular political opinion, she doesn't think it's a good idea, as AT&T and WOW provide this service for free, with no fee, and she's hesitant Time Warner can't offer the service for free for Brooklyn residents. We do not offer these services on Direct TV or Dish. We might see people relying more on YouTube videos or on-line at the City's website. She will leave the decision to Council, those are her thoughts. Councilwoman Tomusko asked the school's part in this, with the fiber line. The Mayor said the line was broke during construction, mostly because they didn't need it anymore. Councilwoman Pucci explained the schools hosted and did the broadcasting, informing us over a year ago they would no longer do it. Councilman DeMarco said he thinks we should make the expenditure as there are over 1,200 households that subscribe to Time Warner. His problem is, through e-mails with the Mayor, he was lead to believe a contract was signed early in the year, but there's no contract signed, we're just finding the cost to provide the service. It's been ongoing since middle of 2015, and it's still on Council today. It's important, not regardless of cost, but he doesn't think it's exorbitant. If the Mayor is uncomfortable with this, he will create an Ordinance to put to Council to decide on. Mayor Gallagher replied there's an application process, but legally she is not permitted to sign a contract over \$15,000; the application, as she advised earlier in the year, was \$20,000, which she thought was too high, and she would check the route going to the school. Time Warner said we'd be able to re-use the box, then they came back and said we can't use it, and they gave the cost. She has not mislead and done due diligence in trying to find the best rate for the city to move forward to provide this one cable provider, one, which all others have provided for free. There was additional back and forth conversation on communications and impressions. The Mayor will provide a full-length detail timeline, from when we learned of the cut fiber line in Nov. of 2014. She doesn't want to overpay one provider to provide this, her opinion; but if Council feels differently pass the Ordinance and contract and she will sign it and move forward. Councilman DeMarco asked if anything came out of having Time Warner provide phone service to City Hall; Mayor Gallagher said no, and there was no proposal back. Int. Pres. Van Kirk recapped that AT&T and WOW are on board, two more than we had at beginning of the year, and we have to decide whether to spend \$21,000 to provide a service offered by their two competitors. (Councilman DeMarco corrected that it's \$15,000 – Councilwoman Pucci said a \$13,000 fee and \$2,000 equipment) The Mayor said if Council will pay \$15,000, she recommends paying the \$21,000 and have it on-site. Int. Pres. Van Kirk suggested 1,200 people calling a cable company and asking why they won't provide the service that their competitors are providing free, may make a statement.

A discussion followed on the Senior Meals on Wheels Program. Karen, the Center's coordinator sent an e-mail to Council regarding the increases in the program, the limited persons using it, a cost analysis, and some alternative ideas. Councilwoman Pucci will meet with Karen when she returns from vacation. The Mayor said they're looking for some directions. Since Parma UH increased the rates, it's a burden on those receiving it. She wanted to look at the possibility of changing. There is no deadline, but there is a process if we change, and would need to advise those currently in the program, and update in the next Chit Chat those changes. So she's trying to get a decision on what to do. Councilwoman Pucci said she had several questions on how numbers were obtained in the report, etc. The Mayor said she will send out the initial spreadsheet. Int. Pres. Van Kirk said he's in favor of looking at something else, if the increase will burden our residents, and our fees. Councilwoman Tomusko will also speak with Karen, and wondered if churches would get involved and pitch in, it's not a lot of people. Councilwoman Pucci said a concern is if we'll have the volunteers to sustain the program long-term; and these are the most vulnerable residents, with no means to hire for this, so there is concern for those who depend on it. Int. Pres. Van Kirk agreed, and if no alternatives are found, we'll have to do it; but if it could be less expensive for the residents it's good.

LEGISLATION:

RESOLUTION 2016-6, Authorizing the City of Brooklyn to join the Metropolitan Educational Council as a political subdivision contracted member. The Mayor gave a description in her letter. **MOTION** by Pucci, second by Van Kirk to suspend the rules. **VOTE RESULTED: To Suspend the Rules:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **To Adopt:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **(ADOPTED)**

RESOLUTION 2016-7, Placing a moratorium on the granting of building permits or other certificates of occupancy for any building, structure, use, or change of use, that would enable the cultivation, processing, or retail sale of medical marijuana for a period not to exceed six months from the effective date of this Resolution. Councilwoman Pucci thanked Dir. Butler for drafting this. This goes into effect Sept. 6th, and she wanted something on the books in case our Dept. is approached. There are decisions to be made and addressed when regular session begins, as to what's best for our community and then enact the appropriate legislation. **MOTION** by Pucci, second by Van Kirk to suspend the rules. **VOTE RESULTED: To Suspend the Rules:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **To Adopt:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **(ADOPTED)**

ORDINANCE 2016-56, Authorizing the Mayor to enter into a contract with the AFSCME Ohio Council 8 AFL-CIO Local 3218 Clerical Employees. **MOTION** by Pucci, second by Van Kirk to suspend the rules. **VOTE RESULTED: To Suspend the Rules:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **To Adopt:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **(ADOPTED)**

ORDINANCE 2016-57, Authorizing the execution of a lease/purchase/service agreement between Blue Technologies, Inc. and the city for copiers and printers for various departments. Councilwoman Pucci asked how many other companies we sought quotes from; Mayor said MIT and Comdoc. Councilman DeMarco asked if the agreement is what is attached; Mayor said the first page is, the second page she is not doing – so Schedule A and first page (per copy and leasing of equipment.) Payment per month would be \$806.73 for all new 10 machines. **MOTION** by Pucci, second by Van Kirk to suspend the rules. **VOTE RESULTED: To Suspend the Rules:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **To Adopt:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None.

ORDINANCE 2016-58, Establishing Section 135.06, the Authority to accept income or other things of value, of the Codified Ordinances of the City of Brooklyn. **(FIRST READING)**

ORDINANCE 2016-59, Authorizing the purchase/installation/implementation of a software upgrade to the City of Brooklyn's computer system from Bailey Communications, Inc. in the amount of \$50,565. The Mayor explained in her letter the rationale for replacing additional equipment versus one piece. Councilman DeMarco asked if it needs to pass tonight; the Mayor said no, but we've had issues with new software in the city because our equipment is antiquated, and there was a failed switch in the Bldg. Dept. Going back and forth, she wouldn't have had to have Council authorization to just replace the server, but in doing the entire upgrade to centralize into one piece of equipment made sense and creates the most savings. She would like

it approved. Councilwoman Pucci asked how confident we are this is a good price; the Mayor said Kris (Bailey's) did a cost comparison and it's competitive and much lower than he anticipated (about \$10,000.) The only other thing that has to be done is an e-mail system upgrade, though not anytime soon. When asked about backing up, the Mayor replied there will be a better backup system, a fail proof system on the side of it (which we don't have now, a second to a second), so if anything goes down we'll have a third protection level. Councilwoman Pucci asked about off-site, which has been recommended; the Mayor said on their site at No. Ridgeville they have our backups at all times, so we are off-site. She added they do backups every night. Int. Pres. Van Kirk said he's for doing this at once, because piecemeal is always more expensive. **MOTION** by Van Kirk, second by Pucci to suspend the rules. **VOTE RESULTED: To Suspend the Rules:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. *To Adopt:* Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **(ADOPTED)**

ORDINANCE #2016-60, Authorizing the Mayor to enter into a contract with the City of Brooklyn Municipal Foremen and Laborers Union Local #1099. **MOTION** by Pucci, second by Van Kirk to suspend the rules. **VOTE RESULTED: To Suspend the Rules:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. *To Adopt:* Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **(ADOPTED)**

There being no further business, **MOTION** by Pucci, second by Van Kirk to adjourn. **VOTE RESULTED: To Adjourn:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Paulitzky. No: None. **(ADJOURNED)**

Clerk of Council

President of Council